S.B.Cr.Misc. Bail App. No. 4959/2007
(Smt. Guddi Bai Vs. State of Rajasthan)

Date of order : 03/10/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. J.S.Khichi for the petitioner.

Mr. V.R.Mehta, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and challan papers.

It is contended by learned counsel for the petitioner that similarly situated co-accused Chanan Ram who is father-in-law of the deceased has been granted bail by elaborate order dated 26.9.2007 and the case of the present petitioner is not distinguishable from that of the co-accused.

While granting bail to the co-accused Chanan Ram, this Court noticed on perusal of the challan papers that mainly the allegation of harassing the deceased in connection with demand of Rs. 10,000/- is against Ashok Kumar husband of the deceased. In the Parcha Bayan, the author of the FIR stated that the husband of the deceased used to demand a sum of Rs. 10,000/- else she was threatened to be murdered.

In this view of the matter, looking to the facts and circumstances of the case and the fact that similarly situated co-accused has been granted bail, having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the

accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Smt. Guddi Bai W/o Chanan Ram be released on bail in FIR No. 272/07 P.S. Tibbi, district Hanumangarh, provided she executes a personal bond for a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for her appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP